



7257-101/102/296

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re Application of: STEPHEN JOHN FIELD  
Serial No.: 09/833,071  
For: HOLSTER FOR POWER TOOLS  
Filed: April 11, 2001  
Group Art Unit: -1463 3727

RECEIVED  
DEC 31 2003  
TECHNOLOGY CENTER R3700

Hon. Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated June 18, 2003 of the Primary Examiner finally rejecting claims 1-6 and 8-13. The items checked below are appropriate:

1. ☒ An extension of time to respond to the final rejection is hereby requested for three months. Please charge the fee of \$475.00 (small entity rate) to Deposit Account 50-0337.

2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.

3. ☒ Fee enclosed (charge deposit account):

01/14/2004 HMASSEY 00000001 500337 09833071  
☒ Small entity \$165.00 ☐ other than small entity \$330.00

01 FC:2253 475.00 DA

☐ Fee not required (Fee paid in prior appeal)

4. ☐ AN ORAL HEARING IS REQUESTED.

Fee enclosed:

☐ small entity \$145.00 ☐ other than small entity \$290.00

☒ The Commissioner is hereby authorized to charge payment of the fees associated with this communication, or credit any overpayment, to Deposit Account 50-0337.

☒ I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date of signature hereof with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450.

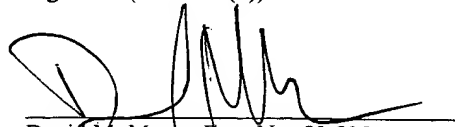
12/30/2003 NDANTE1 00000117 500337 09833071

01 FC:2401 165.00 DA

December 18, 2003  
Date of Signature

Post Office Address to which  
correspondence is to be sent:

Signature (Rule 191(b))

  
David M. Morse, Reg. No. 50,505

FULBRIGHT & JAWORSKI L.L.P.  
865 South Figueroa Street, 29<sup>th</sup> Floor  
Los Angeles, CA 90017-2576  
(213) 892-9200